



County of Los Angeles  
**CHIEF EXECUTIVE OFFICE**

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WILLIAM T FUJIOKA  
Chief Executive Officer

July 1, 2008

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: AUTHORIZE SUPPLEMENTAL  
CONSULTANT SERVICES AGREEMENT NO. 2  
MARINA DEL REY 18-INCH WATERLINE PHASES II AND III PROJECT  
(SUPERVISORIAL DISTRICT 4)  
(3 VOTES)**

**SUBJECT**

This action is to approve additional funds for engineering services to complete the design plans and specifications for the construction of the Marina del Rey 18-inch Waterline Phases II and III project.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF  
THE LOS ANGELES COUNTY MARINA DEL REY WATER SYSTEM:**

Authorize the Acting Director of Public Works or his designee to negotiate and execute a supplemental consultant services agreement with David Evans and Associates, Inc., for the completion of design plans and specifications for the construction of the Marina del Rey 18-inch Waterline Phases II and III project for an additional not-to-exceed fee of \$280,000, bringing the total contract cost to \$763,852.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended action is to complete the design plans and specifications for the construction of the Marina del Rey 18-inch Waterline Phases II and III project.

Board of Supervisors  
GLORIA MOLINA  
First District

YVONNE B. BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6). The recommended actions will help meet these goals by providing reliable water supply to our customers.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund. The recommended supplemental agreement will be for an amount not to exceed \$280,000. Funding for the supplemental agreement is available in the Fiscal Year 2008-09 Los Angeles County Marina del Rey Water System Accumulative Capital Outlay Fund (N59).

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

On March 13, 2001, your Board awarded a consultant services agreement to David Evans and Associates, Inc. (consultant), for the design of the Marina del Rey 18-inch Waterline Phases II and III project in the amount of \$478,000. The design was scheduled to be completed in March 2003. However, because of unexpected expenditures during the construction of the Marina del Rey 24-inch Feedline Phase I project and a major break in an existing, old water main crossing beneath the Marina channel, the design of Phases II and III were not completed as scheduled.

In October 1999 your Board awarded a contract to construct the Marina del Rey 24-inch Feedline Phase I project at a cost of \$2,332,961. During construction, the contractor encountered high water table at three locations that made it impossible for the contractor to install the pipe at these locations without substantial cost increase and construction delays. As a result, we decided to separate this portion of the pipeline project from the original scope and advertise it under a separate contract. This phase of the project (Phase IA) consisted of installation of approximately 560 feet of 24-inch water main using a special construction method (micro-tunneling) at an additional construction cost of \$2,037,660. This additional cost depleted the Marina del Rey Water System funds that were slated for the design and construction of the Marina del Rey 18-inch Waterline Phases II and III project.

Additionally, nine months after the construction of Phase IA, we had an unexpected major break in a water main crossing beneath the Marina del Rey Channel that required the use of \$425,000 from the Marina del Rey Water System Accumulative Capital Outlay Fund.

These unanticipated financial setbacks, coupled with the need to increase the number of potholes to avoid a repeat of unexpected field conditions as in Phase I, delayed the completion of design of Phases II and III project. It took approximately one year to obtain an approval from Southern California Edison Company of our potholing method. In November 2007 potholing was completed and design of the project was resumed.

In January 2008 the consultant informed us that the current contract amount is insufficient to complete the design of the project due to the change in rate for engineering services since the award of the original contract. The total cost for design services for this project remains within the expected range for a project of this magnitude.

The supplemental agreement will be in the form previously reviewed and approved by County Counsel. The original contract was solicited on an open competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the requirements of the Chief Executive Office and your Board.

The original contract and supplemental agreements contain terms and conditions supporting your Board's ordinances, policies, and programs, including, but not limited to, the County's Greater Avenues for Independence (GAIN) and General Relief Opportunities for Work (GROW) Programs, Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board-directed clauses that provide for contract termination or renegotiation.

Data regarding the proposers' minority participation is on file with the Department of Public Works. The contractor was selected upon final analysis and consideration without regard to race, creed, gender, or color.

### **ENVIRONMENTAL DOCUMENTATION**

The consultant services under this agreement do not constitute a project or approval of a project pursuant to Section 301 of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15378 of the California Environmental Quality Act Guidelines.

### **CONTRACTING PROCESS**

On March 13, 2001, your Board awarded Contract No. 12311 to the consultant to provide engineering services for the project for a not-to-exceed fee of \$478,000. On February 13, 2003, the Department of Public Works executed Supplemental Agreement No. 1 with the consultant under the Director of Public Works' delegated authority for \$5,852, increasing the total contract not-to-exceed fee to \$483,852. The consultant has

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agreed to provide the additional design services for a total additional not-to-exceed fee of \$280,000. The negotiated fee has been reviewed by the Department of Public Works and is considered reasonable for the scope of work. The recommended supplemental agreement includes \$25,086 for design contingency and will increase the total contract not-to-exceed fee from \$483,852 to \$763,852.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This supplemental agreement will enable the District to cost-effectively construct water system facilities to enhance the reliability of water service to the Water System customers and improve the quality of life for the Marina del Rey residents.

**CONCLUSION**

Please return two adopted copies of this letter to the Department of Public Works, Waterworks Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William T. Fujioka', with a stylized flourish at the end.

WILLIAM T FUJIOKA  
Chief Executive Officer

WTJ:DDE  
AA:ea

c: County Counsel  
Department of Public Social Services (GAIN/GROW Program)  
Department of Public Works (Architectural Engineering Division)